

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA

IN RE:	)	
	)	
ALEXANDER LOUIS BEDNAR,	)	Case No. 15-11916-TRC
	)	Chapter 7
Debtor.	)	
	)	
ALEXANDER L. BEDNAR,	)	
	)	
Plaintiff,	)	
	)	
-vs-	)	Adv. No. 18-01096-TRC
	)	
FRANKLIN AMERICAN MORTGAGE	)	
COMPANY; FEDERAL NATIONAL MORTGAGE	)	
ASSOCIATION; OKLAHOMA COUNTY SHERIFF;	)	
AND RCB BANK,	)	
	)	
Defendants.	)	

**AMENDED DEFENDANTS, FEDERAL NATIONAL MORTGAGE ASSOCIATION  
AND FRANKLIN AMERICAN MORTGAGE COMPANY'S RESPONSE AND  
OBJECTION TO PLAINTIFF'S REQUEST FOR EXPEDITED HEARING**

COMES NOW Defendants, Federal National Mortgage Association ("**Fannie Mae**") and Franklin American Mortgage Company ("**Franklin**") (Fannie Mae and Franklin are sometimes collectively referred to herein as "**Defendants**"), by and through its undersigned counsel of record, and respectfully responds to Plaintiff/Debtor, Alexander L. Bednar's ("**Plaintiff**") Request for Expedited Hearing Regarding Application for Stay Pending Appeal [Doc. 66], filed by Plaintiff on March 26, 2019 (the "**Request**").

Plaintiff's Request should be denied. Plaintiff has requested an expedited hearing to which Defendants object. The undersigned emailed Plaintiff informing Plaintiff that he would be out of state March 28<sup>th</sup> and 29<sup>th</sup> and out of the country without access to communications until April 8, 2019. *See*, March 26, 2019, Email from Jim Timberlake to Plaintiff, attached hereto as **Exhibit 1**.

Plaintiff was required to include, but failed to include “[a] statement that the consent of the other parties in interest has been requested, whether such parties consent or object, and the identity of parties consenting or objecting or, if consent was not requested, the reason therefor.” OK R USBCTWD Rule 9006-1(A)(4). The time stamp of the filed Request shows that at the exact same time, 4:18 P.M. on March 26, 2019, the undersigned replied to Plaintiff’s email objecting to the Request and notifying Plaintiff that he would be unavailable until April 8, 2019. *See*, Plaintiff’s Request; **Exhibit 1**. Accordingly, Defendants respectfully request that the Court deny Plaintiff’s Request.

### **CONCLUSION**

For the foregoing reasons, Plaintiff’s request for an expedited hearing should be denied.

This 27th day of March, 2019.

Respectfully submitted,

s/Jim Timberlake

Jim Timberlake, OBA # 14945

BAER & TIMBERLAKE, P.C.

4200 Perimeter Center Drive, Suite 100

Oklahoma City, OK 73112

Telephone: (405) 842-7722

Facsimile: (405) 463-6368

[jim@baer-timberlake.com](mailto:jim@baer-timberlake.com)

Attorneys for Defendants, Federal National  
Mortgage Association and Franklin American  
Mortgage Company

**CERTIFICATE OF SERVICE**

This is to certify that I did, on this 9th day of April, 2019, electronically transmit the above and foregoing document, with any and all attachments, to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

Alexander L. Bednar  
Bednarconsult@gmail.com  
Debtor/Plaintiff-Appellant, Pro Se

Scott P. Kirtley  
RIGGS, ABNEY  
502 W. 6th St.  
Tulsa, OK 74119  
skirtleyattorney@riggsabney.com  
Attorney for Defendant,  
RBC Bank

Carri A. Remillard  
Assistant District Attorney  
320 Robert S. Kerr Ave., Ste. 505  
Oklahoma City, OK 73102  
Carri.remillard@oklahomacounty.org  
Attorneys for Defendant,  
Oklahoma County Sheriff

/s Jim Timberlake